

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

LASERMAX, INC.,

PLAINTIFF,

VS.

NEW CENTURY NCSTAR, INC., A CALIFORNIA
CORPORATION, AND THE WAR STORE, INC., A
NEW YORK CORPORATION,

STIPULATION TO EXTEND TIME TO
ANSWER COMPLAINT

Civil Action No. 08-CV-6579 CJS

DEFENDANTS.

WHEREAS Plaintiff LaserMax, Inc. filed a complaint alleging patent infringement against Defendant New Century NcStar, Inc., a California corporation, on December 23, 2008; and

WHEREAS the Court approved a request from LaserMax, Inc. to extend the date by which Defendant New Century NcStar, Inc. must answer the complaint in this action to April 30, 2009, to enable the parties to explore the opportunity for an early settlement of this case; and

WHEREAS the Court approved a series of joint requests from LaserMax, Inc. and New Century NcStar, Inc. to further extend the answer deadline to March 5, 2010; and

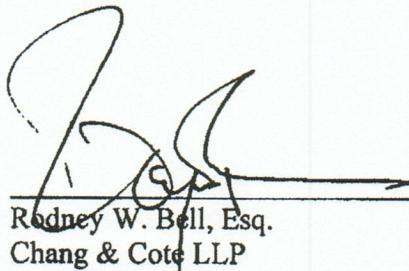
WHEREAS, Defendant New Century NcStar, Inc. has recently engaged new counsel to represent its interests in this matter; and

WHEREAS the parties are exchanging discovery materials and engaging in good faith efforts to explore the possibility of an amicable resolution of the dispute on which this action is based,

THEREFORE LaserMax, Inc. and New Century NcStar, Inc, by and through their respective attorneys, hereby stipulate, subject to the approval of the Court, to extend the date by which Defendant New Century NcStar, Inc. must answer this complaint to May 7, 2010.

Dated: February 24, 2010

Erika N.D. Stanat
Erika N.D. Stanat, Esq.
HARTER SECREST & EMERY LLP
Attorneys for Plaintiff
1600 Bausch & Lomb Place
Rochester, NY 14604-2711
Telephone: (585) 232-6500
Fax: (585) 232-2152
E-Mail: estanat@hselaw.com


Rodney W. Bell, Esq.
Chang & Cote LLP
Attorneys for Defendant
19138 East Walnut Drive, Suite 100
Rowland Heights, CA 91748
Telephone: (626) 854-2112
Fax: (626) 854-2120
E-Mail: rbell@changcote.com

3-2-10
So Ordered: Charles J. Stragusa
United States District Court Judge